

Re-location.
Labor allotted by
Superintendent or
Supervisor.

may be re-located or otherwise changed in the manner provided for in this act. The amount and nature of the labor to be performed under this act, in the maintenance and repair or change of any one of these roads, or parts thereof, shall be at the discretion of the Superintendent or Supervisor in charge of said roads.

How cartways
kept in repair.
Petition for cart-
way.

"Cartways as defined above, are to be kept in repair by parties using the same. Any party desiring a cartway opened up over lands of other persons may file his petition for the same before the Board of County Commissioners through the Road Supervisor of the township or district in which such cartway is to be located, praying for a cartway to be kept opened across such other person's land, leading to some public road; and upon his making it

What petition to
State.

appear to the Board that the owner or owners of said lands, or their legal representatives, had ten days' notice of his intention, the Board shall hear the allegations of the petitioner and the objections, if any, of the owner or owners, or their representatives, and if sufficient reason be shown, shall order the Constable or other officer to summon a jury of five freeholders to view the

How cartways laid
off. Width.

premises and lay off a cartway not less than fourteen feet wide and assess the damages, if any, the owner of such land may sus-

Damages and ex-
penses paid by
petitioner.

tain thereby, which, with the expense of making the way, shall be paid by the petitioner; and the way shall be kept open for the free passage of all persons, on foot or horseback, carts and

Cartways—how
changed or discon-
tinued.

wagons. Cartways, laid off according to the provisions of this section, may be changed or discontinued upon application by any person concerned, under the same rules of proceedings as they may be first laid off, and upon such terms as to the Board of County Commissioners shall seem equitable and just. And any person through whose land a cartway may pass may direct gates or bars across same; if any person shall leave open, break down or otherwise injure such gates or bars he shall forfeit and pay, for every such offense, ten dollars to the person erecting the same, or the owner of the land; and if the offense shall be maliciously done, he shall be guilty of a misdemeanor: *Provided*, that in case a cartway has been granted by mutual consent of the interested parties and without official sanction the same shall not be closed by any party until opportunity has been given for the establishment of such a cartway as herein provided for; and any person so closing a cartway in violation of this provision shall be guilty of a misdemeanor."

Gates.

Cartways by mu-
tual consent.

Penalties applied
to township road
fund.

SEC. 11. That section 11 of said act be amended as follows: Strike out the word "county" in line 23 of said section 11 and substitute "township in which the offense was committed." Add in line 30 of said section 11, after the word "price" and before the word "and," the following words, "out of the township road fund wherein said material was used."

Materials paid for
by township.